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#AF  
1632

## FULBRIGHT & JAWORSKI L.L.P.

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January 26, 2004

### CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:

January 26, 2004  
Date

*[Signature]*  
Gina N. Shishima

MS AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Re: SN 09/523,886 entitled "A METHOD FOR PROTECTION AGAINST TUMOR  
METASTASIS FORMATION" by Grdina et al.  
Our ref: ARCD:318US UC ref: UCHI:704 UT ref: MDA00-026

Commissioner:

Enclosed for filing in the above-referenced patent application are the following:

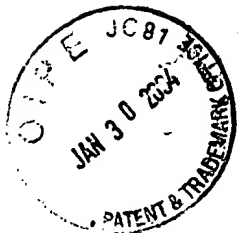
- (1) Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences;
- (2) \$165 check as the fee for filing the Notice of Appeal; and
- (3) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/ARCD:318US.

Very truly yours,

*[Signature]*  
Gina N. Shishima  
Reg. No. 45,104

GNS/lb  
Enclosures  
25378826.1



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January 26, 2004 Date	 Gina N. Shishima

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Grdina *et al.*

Serial No.: 09/523,886

Filed: March 13, 2000

For: A METHOD FOR PROTECTION  
AGAINST TUMOR METASTASIS  
FORMATION

Group Art Unit: 1632

Examiner: Chen, S.

Atty. Dkt. No.: ARCD:318US

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

MS AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

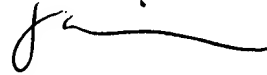
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed October 24, 2003, finally rejecting claims 1, 3-7, 9-13, and 23-34.

The fee for filing this Notice of Appeal is \$165 and is attached hereto.

If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/ARCD:318US.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Gina N. Shishima  
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Agent for Applicants

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